

FINAL AGENDA

CITY COUNCIL

CITY OF WICHITA
KANSAS

City Council Meeting
9:00 A.M., August 8, 2006

City Council Chambers
455 North Main

ORDER OF BUSINESS

- Call to Order
- Invocation
- Pledge of Allegiance
- Approve the minutes of the August 1, 2006 regular meeting

AWARDS AND PROCLAMATIONS

- Proclamations:

PUBLIC AGENDA

1. Margalee Wright-Global Warming and what Wichita can do.
2. Rickie Coleman, Sunflower Community Action, cameras in police cars.
3. **John Fisher-Cameras in police cars.** (To speak during the Public Hearing for the Budget)
4. Leon Normore-Cameras in police cars.
5. Janiece Baum Dixon-Stagnant Water in Chisolm Creek Canal.
6. **Rufina Monarrez-Lighting for the Midtown Area to reduce crime.** (cancelled)

CONSENT AGENDA

7. Report of the Board of Bids and Contracts Dated August 7, 2006.

RECOMMENDED ACTION: Receive and file report; approve Contracts;
authorize necessary signatures.

8. Applications for Licenses to Retail Cereal Malt Beverages:

Special Event

Sandra Dee Ballinger	<u>August 26-27, 2006</u> Silver Strike Inc. dba Lizard Lounge	300 South Greenwich
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Devin W. Hansen	<u>September 30, 2006</u> Wagon Master 2006 Chili Cook-off	600 East Douglas
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RECOMMENDED ACTION: Approve licenses subject to Staff review and approval.

9. Preliminary Estimates:

- a) 2006 Contract Maintenance Thermal Crack Repair, north of MacArthur, west of Hoover. (472-84430/132719) Traffic to be maintained during construction using flagpersons and barricades. (Districts IV, V) - \$100,000.
- b) 2006 Contract Maintenance Concrete Drainage Repair, within City of Wichita limits. (472-84431/132719) Traffic to be maintained during construction using flagpersons and barricades. (Districts I, II, III, IV, VI) - \$150,000.
- c) Water Distribution System to serve Brighton Courts Addition, south of 21st Street North, west of Webb Road. (448-89857/735323/470994) Traffic to be maintained during construction using flagpersons and barricades. (District II) - \$74,800.

RECOMMENDED ACTION: Receive and file.

10. Petition for Public Improvements:

- a) Construct Paving, Sanitary Sewer and Water improvements in The Fairmount Addition-north of 21st Street, west of 127th Street East. (District II)

RECOMMENDED ACTION: Approve Petitions; adopt Resolutions.

11. Consideration of Street Closures/Uses.

RECOMMENDED ACTION: Approve the street closures.

12. Contract and Agreements for July 2006.

RECOMMENDED ACTION: Receive and file.

13. Report on Claims Allowed for June 2006:

<u>Name of Claimant</u>	<u>Amount</u>
Arambula, Evangelina	\$265.00**
Gose, Marjorie	\$2,576.27
Harding, Shirley	\$303.22**
Isakov, Victor	\$55.00
Meyerson, Lesley	\$79.26
Schmeidler, Joe	\$400.00
Southwestern Bell	\$2,321.38

** Settled for lesser amount than claimed.

RECOMMENDED ACTION: Receive and file.

14. Agreements/Contracts:

- a) Respread Assessment-Legacy Park Wilson Estates Third Addition – south of 21st Street North, west of Webb Road. (District II)
- b) Police Explosives Facility Development Contract.
- c) Project Access Contract Renewal.
- d) WaterWalk Capital and Construction Agreements (District I)

RECOMMENDED ACTION: Approve Agreements/Contracts; authorize necessary signatures.

15. Property Acquisitions:

- a) Partial Acquisition of Vacant Land for right-of-way at the northwest corner of 119th Street West and Pawnee Avenue for the Pawnee Road Improvement Project from 119th Street to Maize Road. (District IV)
- b) Acquisition of Right of Way for Greenwich Road Improvement project, 26th to 29th Street North. (District II)

RECOMMENDED ACTION: Approve budgets and Contracts; authorize necessary signatures.

16. Task Force on ending Chronic Homelessness.

RECOMMENDED ACTION: Authorize the City Manager to appoint members to a task force on ending chronic homelessness.

17. Application for Street Resurfacing Project for Southwest Boulevard, K-42 Highway, between Hoover and the I-235 Freeway. (District IV)

RECOMMENDED ACTION: Approve the application and authorize the necessary signatures.

18. Naming of Park Land at 44th Street South and the Floodway. (District IV)

RECOMMENDED ACTION: Approve naming the park "Alice Wall Memorial Park".

19. Sidewalk Repair Assessment Program.

RECOMMENDED ACTION: Approve the proposed assessments and place the ordinance on first reading.

20. Resolution Authorizing Section 5309 Grant from Federal Transit Administration, FTA.

RECOMMENDED ACTION: Approve the resolution and authorize the necessary signatures.

21. CDBG Budget Transfer

RECOMMENDED ACTION: Approve the budget transfer.

22. Second Reading Ordinances: (First read August 1, 2006).

a) Administrative Traffic Court.

1. An Ordinance repealing Section 1.04.155 of the Code of the City of Wichita, Kansas, pertaining to administrative traffic court.
2. A Charter Ordinance repealing Section 1 of Charter Ordinance No. 181, Section 3, Section 8, and Section 9 of Charter Ordinance No. 168; and amending Section 2, Section 4, Sections 5, Section 6, Section 7, and Section 10 charter Ordinance No. 168, of the Code of the City of Wichita, Kansas, relating to Municipal Court and the Code of Procedure for the Administrative Traffic Court.

(Item 22 continued)

b) 2006 Street Rehabilitation Program. (District V)

An Ordinance declaring 135th Street West, between Maple and Central and 37th Street North, between Maize and Tyler (2006 Street Rehabilitation Program) 472-84429 to be a main trafficway within the City of Wichita Kansas; declaring the necessity of and authorizing certain improvements to said main trafficway; and setting forth the nature of said improvements, the estimated costs thereof, and the manner of payment of the same.

c) Improvement to the Intersection of Pawnee and McLean. (Districts III & IV)

An Ordinance amending Ordinance No. 46-806 of the City of Wichita, Kansas declaring the intersection of Pawnee and McLean (472-84007) to be a main trafficway within the City of Wichita Kansas; declaring the necessity of and authorizing certain improvements to said main trafficway; and setting forth the nature of said improvements, the estimated costs thereof, and the manner of payment of the same.

RECOMMENDED ACTION: Adopt Ordinances.

UNFINISHED BUSINESS

23. Pawnee Improvement between Meridian and Seneca. (District IV)
(Deferred January 10, 2006)

RECOMMENDED ACTION: Approve the project, place the Ordinance on First Reading and authorize the signing of State/Federal agreements as required.

24. Continuance of Public Hearing on the Establishment of a Redevelopment District, Tax Increment Financing for the Douglas and Hillside Redevelopment Project. (District II)
(Continued from August 1, 2006)

RECOMMENDED ACTION: Close the public hearing and either; 1) place on first reading the ordinance establishing a redevelopment district for the Douglas and Hillside area; or 2) deny the request to establish the redevelopment district.

25. Ralph Wulz Riverside Tennis Center Improvements. (District VI)
(Deferred August 1, 2006)

RECOMMENDED ACTION: Authorize initiation of the project; adopt the bonding resolution and authorize the necessary signatures.

26. Airport Safety Officer Participation in Wichita Firefighters Relief Association.
(Continued from spring of 2006)

RECOMMENDED ACTION: Determine Participation of Airport Safety Officers in
Wichita Firefighters Relief Association.

NEW BUSINESS

27. 37th St. North Improvement between Tyler and Ridge. (District V)

On March 8, 2005, the City Council approved projects to improve 37th St. North, between Tyler and Ridge and replace the bridge at 37th St. North, 1,300 ft. west of Ridge. The funding source is a combination of City and Federal funds.

RECOMMENDED ACTION: Approve the revised budget, place the amending ordinance on first reading and authorize the signing of State/Federal agreements as required.

28. Moratorium on Replat of Private Property on the Arkansas River Riverbank

The Board of Park and Recreation in meeting held on October 10, 2005 and voted to recommend to Council that a moratorium on replating of real property adjoining the Big Arkansas River be adopted until such time as Code sec. 9.28.020 may be reviewed as to its ability to accommodate planning by the City of Wichita, Visioneering, MAPC and other organizations regarding access to and recreational use of the Arkansas River.

RECOMMENDED ACTION: Concur with the recommendation of the Park Board and adopt the Resolution placing a moratorium on replating of certain private property adjacent to the Arkansas River during the study of the replating and River use process.

29. Request for Resolution of Support for Application for Low-Income Housing Tax Credits, The Village Apartments. (District I)

The City has received a request from Transitional Residence Company (TRC) for a City Council resolution of support for its application for Low-Income Housing Tax Credits in connection with site acquisition and renovation of an existing apartment building near 16th Street and Piatt.

RECOMMENDED ACTION: Close the public hearing; adopt the resolution of support for the TRC application for Low-Income Housing Tax Credits with waiver of the 20% market-rate requirement, subject to all local buildings and zoning codes, ordinances and any additional design review requirements and authorize the necessary signatures.

30. Public Comment on the 2007 Annual Operating Budget

The proposed 2007 annual operating budget is \$485,102,402, including all Tax Increment Financing (TIF) Funds and the Self-Supporting Municipal Improvement District (SSMID) Fund.

RECOMMENDED ACTION: Hold a public hearing and receive public comment.

PLANNING AGENDA

NOTICE: Public hearing on planning items is conducted by the MAPC under provisions of State law. Adopted policy is that additional hearing on zoning applications will not be conducted by the City Council unless a statement alleging (1) unfair hearing before the MAPC, or (2) alleging new facts or evidence has been filed with the City Clerk by 5p.m. on the Wednesday preceding this meeting. The Council will determine from the written statement whether to return the matter to the MAPC for rehearing.

* Consent Items

31. *CUP2006-22 Associated with ZON2006-24 – Create DP-298 Greenwich Plaza Community Unit Plan; zone change to “GC” General Commercial. Generally located north of 13th Street North and west of Greenwich Road. (District II)

RECOMMENDED ACTION: 1. Adopt the findings of the MAPC and approve the zone change subject to platting within one year and approve the CUP subject to the conditions; instruct the Planning Department to forward the ordinance for first reading when the plat is forwarded to City Council; or
2. Return the application to the MAPC for reconsideration.

32. *VAC2006-00027 Request to vacate a portion of platted access control and a platted wall easement, generally located on the east side of Maize Road, approximately ¼ - mile north of 21st Street North. (District V)

RECOMMENDED ACTION: Follow the recommendation of the Metropolitan Area Planning Commission and approve the Vacation Order: and authorize the necessary signatures.

AIRPORT AGENDA

NOTICE: The City Council is meeting as the governing body of the Airport for consideration and action on items on this Agenda, pursuant to State law and City ordinance. The meeting of the Authority is deemed called to order at the start of this Agenda and adjourned at the conclusion.

*Consent items

33. *Fuel Farms Study, Wichita Mid-Continent and Colonel James Jabara Airports.

RECOMMENDED ACTION: Approve the project; adopt the resolution and authorize the necessary signatures.

CITY COUNCIL

34. Board Appointments.

RECOMMENDED ACTION: Make the appointments.

Adjournment

Workshop to follow